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ASSOCIATION, a California Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

HOBIE H. TRIVITTE, Administrator of the
Estate of Eleanor Ann Trivitte,

Plaintiff,

vs.

HEALTHCOMP, a California corporation
and DOES 1 to 50,

Defendants.

Case No.: C04-03125 PVT

STIPULATION AND ORDER TO
VACATE PRETRIAL CONFERENCE
AND BENCH TRIAL AND SCHEDULE
CASE MANAGEMENT CONFERENCE

Whereas the parties at the Early Neutral Evaluation Conference held on April 26,
2005, have agreed to an outline for the proposed resolution of this lawsuit.

And whereas the parties recognize and agree that it may take some months in
order to obtain the information necessary to process these claims.

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto,
by their respective counsel, that the Pretrial Conference which is currently set to be
heard by the Court on June 21, 2005, and the Bench Trial which is currently set to be
heard by the Court on July 6, 2005, be taken off calendar and a Case Management
Conference be scheduled for November 15, 2005.

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1 Dated: May _____, 2005

LAW OFFICES OF VINCENT J. KILDUFF

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4 Vincent J. Kilduff, Esq.
Attorney for Plaintiff

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6 Dated: May 31, 2005

JACOBSON, HANSON, NAJARIAN & McQUILLAN

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9 Steven M. McQuillan, Esq.
Attorney for Defendant

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11 PURSUANT TO STIPULATION IT IS SO ORDERED:

12 Dated: 6/2/05

/s/ Patricia V. Trumbull

13 Honorable Patricia V. Trumbull, ~~Chief~~ Magistrate Judge